

WESTERN DISTRICT OF TEXAS

Plaintiff,

CRIMINAL NO. SA-08-CR-301-XR

Defendant.

PETITION - STATEMENT OF INTEREST

NOTICE OF PETITION

Comes now CITIMORTGAGE, INC. ("CMI") and hereby makes the following Petition-Statement of Interest in the above entitled and numbered cause and would respectfully show as follows:

1. That CMI is the legal lien holder in the amount of \$343,917.31 as of February 23, 2010, and interest continues to accrue at a rate of \$54.49 per day, on the real property at issue in the above cause to wit:

Real property located and situated at 18 Crystal Circle, Boerne, Kendall County, Texas, including any and all buildings, appurtenances and improvements thereon and any and all surface rights, title and interests, if any, more fully described as Lot 21, Ammann Ranch Estates, Kendall County, Texas, according to plat thereof recorded in Volume 4, page 393-395, Kendall County Plat Records. **RESERVATIONS FROM AND EXCEPTIONS TO CONVEYANCE AND WARRANTY FOR ALL OF THE AFOREMENTIONED REAL PROPERTY:** Easements, rights-of-way, and prescriptive rights, whether of record or not; all presently recorded instruments, other than liens and conveyances, that affect the property.

2. That the aforesaid property was seized by law enforcement agents.
3. That CMI demands the right to defend against the seizure in an appropriate U.S.

District Court.

4. That CMI has duly authorized its attorney, R. Kemp Kasling, KASLING, HEMPHILL, DOLEZAL & ATWELL, L.L.P., 700 Lavaca Street, Suite 1000, Austin, Texas, 78701; Texas State Bar No. 11104800; phone number: 512-472-6814; fax: 512-472-6823, to make and prosecute this Petition.

Respectfully submitted,

**KASLING, HEMPHILL, DOLEZAL &
ATWELL, L.L.P.**

700 Lavaca Street, Suite 1000
Austin, Texas 78701
Phone: 512-472-6800
Fax: 512-472-6823

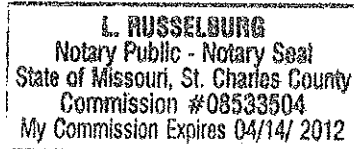
By: 
R. Kemp Kasling
State Bar No. 11104800

VERIFICATION

STATE OF Missouri §
COUNTY OF St. Charles County §

On this day, personally appeared Susan A. Wood, who appeared before me, the undersigned Notary Public, and after I administered an oath to him/her, upon his/her oath, he/she said he/she read the foregoing Petition- Statement of Interest, and the facts in it are within his/her personal knowledge and are true and correct,

SWORN AND SUBSCRIBED TO before me by L. Russelburg, on this the 2 day of March, 2010.



Susan A. Wood
Authorized Representative of CitiMortgage, Inc.

Susan A. Wood
Asst. Vice President

L. Russelburg
NOTARY PUBLIC in and for
The State of Missouri

My Commission Expires:

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of ~~February~~ ^{March}, 2010, a true and correct copy of the above and foregoing pleading was served upon the following counsel of record in the above entitled and numbered cause via ✓ certified mail, return receipt requested, _____ hand delivery, _____ telecopy, or _____ email.

Ms. Mary Nelda Valdez
Assistant United States Attorney
United States Attorneys Office
601 N.W. Loop 410, Suite 600
San Antonio, Texas 78216
Phone: (210) 384-7040

R. Kemp Kasling
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